

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION/DIVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)

Box PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a ☐ continuation ☒ divisional application under 37 C.F.R. § 1.53(b) of pending Application No. 08/098,327 filed on November 24, 1993, for PEPTIDE SEQUENCES SPECIFIC FOR THE HEPATIC STAGES OF P. FALCIPARUM BEARING EPITOPES CAPABLE OF STIMULATING THE T LYMPHOCYTES, by the following named inventor(s):

(a) Full Name Claudine GUERIN-MARCHAND

(b) Full Name Pierre DRUILHE

(c) Full Name _____

☐ Applicant(s) hereby requests that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

☒ The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.

(a) Full Name _____

(b) Full Name _____

(c) Full Name _____

☐ This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to add the name(s) of the following person or persons who are inventors of the invention being claimed in this application.

(a) Full Name _____

(b) Full Name _____



21839

(c) Full Name _____

- ☐ Applicant(s) suggests Figure _ for inclusion on the front page of the patent application publication and/or patent.
1. ☒ Enclosed is a copy of the prior Application No. 08/098,327 as originally filed on November 24, 1993, including copies of the specification, claims, drawings and the executed oath or declaration as filed. **A copy of the English language application was filed in Application No. 08/098,327 on November 24, 1993.**
2. ☐ Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.
3. ☐ Small entity status is hereby claimed.
4. ☒ The filing fee is calculated below [X] and in accordance with the enclosed preliminary amendment:

C L A I M S					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$710.00 (101)
Total Claims	11	MINUS 20 =	---	× \$18.00 (103) =	
Independent Claims	4	MINUS 3 =	1	× \$80.00 (102) =	80
If multiple dependent claims are presented, add \$270.00 (104)					270
Total Application Fee					1060
If small entity status is claimed, subtract 50% of Total Application Fee					
Add Assignment Recording Fee of \$_ if Assignment document is enclosed					
TOTAL APPLICATION FEE DUE					\$1060.00

5. ☐ Charge \$ _____ to Deposit Account No. 02-4800 for the fee due.
6. ☒ A check in the amount of \$ 1,060.00 is enclosed for the fee due.
7. ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.
8. ☐ Cancel in this application original claims _ of the prior application before calculating



21839

the filing fee. (At least one original independent claim must be retained for filing purposes.)

9. ☒ New drawings are enclosed.
10. ☒ Priority of Application No. PCT/FR92/00104 filed on February 5, 1992 in PCT (country) and Application No. 9101286 filed on February 5, 1991 in France is claimed under 35 U.S.C. § 119.
- ☒ The certified copy of the priority application
- ☐ is enclosed.
- ☒ was filed on Nov. 24, 1993 in prior Application No. 08/098,327, filed on November 24, 1993, and acknowledged by the Examiner on April 4, 1994 in Paper No. .
- ☐ has not yet been filed.
11. ☒ Please amend the specification by inserting before the first line the sentence:
- ☐ --This application is a ☐ continuation ☐ divisional of Application No. , filed on .--
- ☒ --This application is a ☐ continuation ☒ divisional of U.S. Application No. 08/098,327, which was a national stage filing under 35 U.S.C. § 371 of International Application No. PCT/FR92/00104 filed on February 5, 1992, which International Application ☐ was ☐ was not published by the International Bureau in English on .--.
- ☐ --This application is a ☐ continuation ☐ divisional of U.S. Application No. , filed on , which was a continuation of International Application No. , filed on , which International Application ☐ was ☐ was not published by the International Bureau in English on .--.
12. ☒ A preliminary amendment is enclosed.
13. ☐ An Information Disclosure Statement is enclosed.
14. ☐ A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.
15. ☒ Also enclosed Transfer of Computer Sequence Listing with paper copy.
16. ☒ The power of attorney in the prior application is to the attorneys of Burns, Doane, Swecker & Mathis.
- a. ☐ The power appears in the original papers in the prior application.
- b. ☒ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.



21839

- c. ☒ Recognize as Associate Attorney Malcolm K. McGowan, Ph.D..
d. ☒ Address all future communications to: (May only be completed by
applicant, or attorney or agent of record.)

R. Danny Huntington, Esq.
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

Date: July 10, 2001

By: Malcolm K. McGowan
Malcolm K. McGowan, Ph.D.
Registration No. 39,300

ADDRESS OF SIGNATOR:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

☐ inventor(s)
☐ assignee of complete interest
☐ attorney or agent of record
☒ filed under 37 C.F.R. § 1.34(a)



21839

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
)
Claudine GUERIN-MARCHAND et al) Group Art Unit: Unassigned
)
Application No.: TBA (Div of 08/098,327)) Examiner: Unassigned
)
Filed: July 10, 2001)
)
For: PEPTIDE SEQUENCES SPECIFIC)
FOR THE HEPATIC STAGES OF *P.*)
FALCIPARUM BEARING EPITOPES)
CAPABLE OF STIMULATING THE)
T LYMPHOCYTES)

**REQUEST FOR TRANSFER OF COMPUTER
READABLE SEQUENCE LISTING FROM ANOTHER
APPLICATION TO THE PRESENT APPLICATION**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The computer readable form in this application, TBA (div application of 08/098,327 filed herewith), is identical with that filed in Application Serial No. 08/098,327, filed November 24, 1993. In accordance with 37 C.F.R. §1.821(e), please use the only computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant application. Please insert the attached paper copy of the Sequence Listing between the last page of the disclosure (page 35) and the first page of the claims, and renumber the subsequent pages accordingly.

Applicants' undersigned representative hereby affirms:

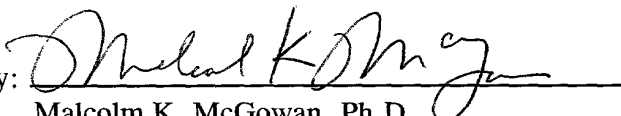
1. That the content of the paper and computer readable copies of the Sequence Listing, submitted in accordance with 37 C.F.R. 1.821(c) and (e), respectively, are the same in compliance with 1.821(f); and
2. That the submission, filed in accordance with 37 C.F.R. 1.821(g) herein does not include new matter.

In the event that there are any questions relating to this request, or to the application in general, it would be appreciated if the Examiner would telephone the undersigned attorney concerning such questions so that prosecution of this application may be expedited.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§1.116 and 1.117 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: 
Malcolm K. McGowan, Ph.D.
Registration No. 39,300

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Date: July 10, 2001